

Hoff, David

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Sent: Wednesday, August 14, 2013 4:44 PM
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Subject: Tribal - EPA staff Mining Conference Call Aug. 15th IS ON at a new number

The monthly call to discuss mining technical issues will be at 10:30 AM to 12 Noon Central Time (11:30 - 13:00 eastern)

The new call-in number is:
1-626-677-3000
543030

It is hoped that both EPA and tribal staff can attend to contribute to the exchange of technical information.

the agenda is as follows:

1) INTRODUCTIONS:

2) GENERAL ANNOUNCEMENTS (Trainings, Conferences and Webinars)

3) AGENDA REVIEW AND ADDITIONS

4) REQUESTED EPA UPDATES AND STANDING ITEMS

a. Requested EPA issue/topic updates.

- i. Update on stormwater needs at the Gtac site for Exploration, Bulk Sampling, and Mining**
(background: the tribes, the EPA and the Army Corps have been meeting with the WDNR and Gtac to discuss the needs for stormwater control at the Penokee site.)
 - 1. Updates from the EPA and tribal staff on those discussions.

- ii. Petition (request?) for a basin wide EIS.

(Bkgnd: The tribes believe the Gogebic mine (as well as other activities) need to be considered in light of the cumulative environmental impacts on the watershed/basin, e.g. the Bristol Bay EIS)

- 1. Has EPA received any such requests/petitions in regards to the Gogebic Site?
- 2. If the tribes wish to request such an assessment, to whom, and how, would they go about doing so?

- iii. Regulations regarding the closure of taconite mines (e.g. Empire Mine)

- 1. ~~NPDES Requirements~~

- (Permit required as long as a discharge exists.)

- 2. Reclamation

- (EPA will look into getting a RCRA rep to address this issue further on an upcoming call)

- 3. Abandoned Sites

- (who is responsible/liable when the company is no more)

- (what about “Good Samaritans”?)

- iv. MI wetlands bill:

- 1. ~~Status of EPA Review~~ of proposed law

- (EPA not formally reviewing legislation, law would have to comply with CWA and any other applicable federal statutes, USGS may have a more active role due to wetlands permitting authority)

- (Consider dropping this item after August discussion)

- v. The Administrative Procedures Act

- 1. What is it/what does it do?
 - 2. How does it play a role in federal government oversight of state legislation, regulations and programs (relative to federal laws and regs - CWA, CAA, etc...)
 - 3. Relationship (if any?) to WI Mining Bill and/or MI Wetlands Bill (and/or subsequent regs).

- vi. Federal Implementation Plan (FIP) for Taconite Facilities

- 1. Stayed in Court as of June Call, Updates?

b. Standing Agenda Items Updates

- i. Minntac Update

ii. GTAC Update:

5) ROUND ROBIN BY STATE

As requested, we will rotate the order of which state goes first as follows.

Month	Order
Feb, May, Aug, Nov	WI, MN, MI
Jan, Apr, Jul, Oct	MI, WI, MN
Mar, Jun, Sep, Dec	MN, MI, WI

6) BUSINESS (time permitting)

a. Review how the calls have been going, discuss any requested changes